HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. ____10006775-1____

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Travis J. Parry

Confirmation No.: 4789

Application No.: 10/037,867

Examiner: George C. Neurauter

Filing Date: October 24, 2001

Group Art Unit: 2143

Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

Mail Stop Appeal Brief-Patents
Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF

Transmitted herewith is the Appeal Brief in this application with respect to the Notice of Appeal filed on ____Oct. 18, 2006____.

The fee for filing this Appeal Brief is (37 CFR 1.17(c)) $500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d)) for the total number of months checked below:

☐ 1st Month $120   ☐ 2nd Month $450   ☐ 3rd Month $1020   ☐ 4th Month $1590

☐ The extension fee has already been filed in this application.

☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of ___$ 500___. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.
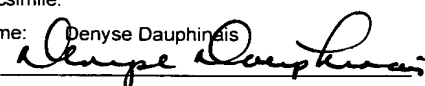
☒ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, Alexandria, VA 22313-1450
Date of Deposit: Dec. 18, 2006

OR

☐ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571)273-8300.
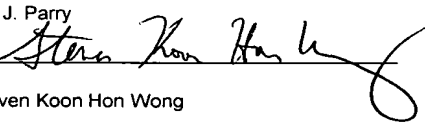Date of facsimile:
Typed Name: Denyse Dauphinais
Signature:

Respectfully submitted,

Travis J. Parry

By _____

Steven Koon Hon Wong

Attorney/Agent for Applicant(s)

Reg No. :   48,459

Date :   Dec. 18, 2006

Telephone :   (512) 241-2404

Rev 10/05 (AplBrief)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant:	Travis J. Parry	Examiner:	George C. Neurauter
Serial No.:	10/037,867	Group Art Unit:	2143
Filed:	October 24, 2001	Docket No.:	10006775-1 / H302.176.101
Due Date:	**December 18, 2006**		
Title:	NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES		

APPEAL BRIEF UNDER 37 C.F.R. § 41.37

Mail Stop Appeal Brief – Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

This Appeal Brief is submitted in support of the Notice of Appeal filed on October 18, 2006 appealing the final rejection of claims 1-9 and 11-44 of the above-identified application as set forth in the Final Office Action mailed July 18, 2006.

The U.S. Patent and Trademark Office is hereby authorized to charge Deposit Account No. 50-0471 in the amount of $500.00 for filing a Brief in Support of an Appeal as set forth under 37 C.F.R. § 41.20(b)(2). At any time during the pendency of this application, please charge any required fees or credit any overpayment to Deposit Account No. 50-0471.

Appellant respectfully requests consideration and reversal of the Examiner's rejection of pending claims 1-9 and 11-44.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

TABLE OF CONTENTS

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

REAL PARTY IN INTEREST

The intellectual property embodied in the pending application is assigned to Hewlett-Packard Development Company L.P.

RELATED APPEALS AND INTERFERENCES

There are no other appeals or interferences known to Appellant that will have a bearing on the Board's decision in the present Appeal.

STATUS OF CLAIMS

In a Final Office Action mailed July 18, 2006, claims 1-9 and 11-44 were finally rejected. Claims 1-9 and 11-44 are pending in the application. Claims 1-9 and 11-44 are the subject of the present Appeal.

STATUS OF AMENDMENTS

No amendments were filed subsequent to the Final Office Action mailed July 18, 2006.

SUMMARY OF THE CLAIMED SUBJECT MATTER

Discussions about elements of independent claims 1, 28, 37, 38, 39, and 44 can be found at least at the cited locations in the specification and drawings.

Independent claim 1 claims a method of automated posting of an image printed to a printer. An image is transferred to a printer. The image on the printer is printed, and the image is posted to a network site via the printer in response to receiving the image. The term "image" includes a photograph and/or other still or moving digital or electronic image. The term "network site" includes a website. (See, e.g., page 5, line 30 to page 6, line 3; Figure 1, reference numbers 14, 18, 22, and 32).

Independent claim 28 claims a system for automated posting of an image sent to a printer to a network site. The system includes a printer configured to receive the image for printing, print the image, and automatically post the image to a website according to a predefined posting criterion in response to receiving the image. The term "image" includes a photograph and/or other still or moving digital or electronic image. The predefined posting

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

criterion identifies attributes for posting the image to the website. (See, e.g., page 5, line 30 to page 6, line 3; page 11, lines 14-16; Figure 1, reference numbers 18, 22, and 32; Figure 3, reference numbers 18, 22, 32, and 50).

Independent claim 37 claims a system for automated posting of an image sent to a printer to a network site. The system includes a printer. The printer includes a system memory having predefined posting criterion stored therein. The printer further includes a system controller configured to receive the image, print the image, and automatically post the image to a website according to the predefined posting criterion in response to receiving the image. The term "image" includes a photograph and/or other still or moving digital or electronic image. The predefined posting criterion identifies attributes for posting the image to the website. (See, e.g., page 5, line 30 to page 6, line 3; page 11, lines 14-16; page 14, lines 14-21; Figure 1, reference numbers 18, 22, and 32; Figure 3, reference numbers 18, 22, 32, 46, and 50; Figure 5, reference number 200, 202, 204, and 206).

Independent claim 38 claims a computer-readable medium having computer-executable instructions for performing a method of automated posting of an image to a network site. An image is transferred to a printer. The image on the printer is printed, and the image is automatically posted to a network site via the printer in response to receiving the image. The term "image" includes a photograph and/or other still or moving digital or electronic image. The term "network site" includes a website. (See, e.g., page 5, line 30 to page 6, line 3; Figure 1, reference numbers 14, 18, 22, and 32).

Independent claim 39 claims a sender interface for use in automatically posting an image, which is printed to a printer, to a network site. The sender interface includes printing options and posting options. The printing options are for selecting print criterion for printing the image on the printer in response to receiving the image for printing. The posting options are for selecting posting criterion for posting the image from the printer to the network site in response to receiving the image for printing. (See, e.g., page 5, line 30 to page 6, line 3; page 11, lines 14-16; Figure 1, reference numbers 18, 22, and 32; Figure 3, reference numbers 18, 22, 32, and 50).

Independent claim 44 claims a printer for automated posting of an image to a network site. The printer includes an embedded web access mechanism, a posting system controller, and a sender interface. The embedded web access mechanism includes a printer web page, a

4

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

printer web server, and a network interface configured to communicate with the network site regardless of the network site's operating platform. The posting system controller is configured to receive an image and print the image and automatically post the image to a website according to a predefined posting criterion in response to receiving the image. The posting system controller includes a processor, a memory, device-specific hardware, and input/output circuitry. The printer web server is adapted to generate the printer web page. The printer web page is configured to provide the sender interface. The sender interface is configured to provide a control communications link to the posting system controller for defining the posting criterion. (See, e.g., page 5, line 30 to page 6, line 3; page 6, lines 10-15; page 11, lines 14-16; Figure 1, reference numbers 18, 22, 26, and 32; Figure 3, reference numbers 18, 22, 26, 32, 46, 48, and 50).

GROUNDS OF REJECTION TO BE REVIEWED ON APPEAL

I.   Claims 1-9, 11-25, 27-30, 32, and 34-43 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,812,962 to Fredlund et al. ("Fredlund").

II. Claim 26 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Fredlund.

III. Claims 31, 33, and 44 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Fredlund in view of "ImageWeb Integrated Printer Web Server" ("ImageWeb").

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

ARGUMENT

I.   The Applicable Law

"A claim is anticipated if each and every element as set forth in the claim is found, either expressly or inherently described, in a single, prior art reference." *Verdegaal Bros. v. Union Oil Co., of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). "The identical invention must be shown in as complete detail as is contained in the ... claim." *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989).

The Examiner has the burden under 35 U.S.C. §103 to establish a *prima facie* case of obviousness. *In re Fine,* 837 F.2d 1071, 1074, 5 USPQ2d 1596, 1598 (Fed. Cir. 1988). Three criteria must be satisfied to establish a *prima facie* case of obviousness. First, the Examiner must show that some objective teaching in the prior art or some knowledge generally available to one of ordinary skill in the art would teach, suggest, or motivate one to modify a reference or to combine the teachings of multiple references. *Id.* Second, the prior art can be modified or combined only so long as there is a reasonable expectation of success. *In re Merck & Co., Inc.,* 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Third, the prior art reference or combined prior art references must teach or suggest all of the claim limitations. *In re Royka,* 490 F.2d 981, 180 USPQ 580 (CCPA 1974). These three criteria are also set forth in §706.02(j) of the M.P.E.P. In performing the obviousness inquiry under 35 U.S.C. §103, the Examiner must avoid hindsight. *In re Bond,* 910 F.2d 831, 834, 15 USPQ2d 1566, 1568 (Fed. Cir. 1990), *reh'g denied,* 1990 U.S. App. LEXIS 19971 (Fed. Cir. 1990).

II.   Rejection of Claims 1-9, 11-25, 27-30, 32, and 34-43 under 35 U.S.C. §102(e) as being anticipated by Fredlund.

The Examiner rejected claims 1-9, 11-25, 27-30, 32, and 34-43 under 35 U.S.C. §102(a) as being anticipated by Fredlund. Appellants respectfully submit that Fredlund fails to disclose each and every element of independent claims 1, 28, 37, 38, and 39 and the claims depending therefrom.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

A. Rejection of Claims 1 and 38 under 35 U.S.C. §102(e) as being anticipated by Fredlund.

Independent claim 1 is directed to a "method of automated posting of an image printed to a printer" and recites "transferring an image to a printer" and "printing the image on the printer and automatically posting the image to a network site via the printer in response to receiving the image."

Independent claim 38 is directed to a "computer readable medium having computer-executable instructions for performing a method of automated posting of an image to a network" and recites "transferring an image to a printer" and "printing the image on the printer and automatically posting the image to a network site via the printer in response to receiving the image."

Fredlund discloses a method and apparatus for automatically forwarding digital images to a service provider. (Fredlund at Abstract). In particular, Fredlund discloses an apparatus that includes a reading device for reading the digital images from a removal digital storage medium and a communication device for automatically forwarding the digital image data over a network to the service provider when a predetermined criteria is met. (Fredlund at Abstract).

Regarding "printing the image on the printer" the Examiner cites col. 1, lines 28-48 (specifically lines 32-34 and 40-47) of Fredlund. (Final Office Action at page 4). Regarding "and automatically posting the image to a network site via the printer in response to receiving the image," the Examiner cites col. 6, lines 19-42 (specifically lines 23-26), col. 7, lines 61-col. 8, line 2, and col. 8, lines 18-58 of Fredlund. (Final Office Action at pages 4-5). For illustrative purposes, we refer to the Examiner's citation to column 1 as "part one" and the Examiner's citation to columns 6-8 as "part two."

Part one discloses, as background of the invention, a number of methods for printing images from electronic cameras. (Fredlund at col. 1, lines 28-29). In one method, once the image resides in the memory of the computer, a computer program can be used to print the images on a local printer. (Fredlund at col. 1, lines 32-34). In other methods, the digital images are transferred directly to a printer by transferring a memory card or by a data link between the printer and the digital camera. (Fredlund at col. 1, lines 40-45).

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

Part two discloses, as detailed description of the invention, the communication device 20. Column 6 of Fredlund discloses a communication device 20 that is designed to receive a memory card 16, read information from the memory card 16, and forward the information to a service provider where the images can be updated for providing requested goods and/or services. (Fredlund at col. 6, lines 23-26). Columns 7-8 disclose that the communication device 20 may include a key pad 30, a display 31, and additional features such as an answering machine, telephone handset, and other phone related services to make the communication device 20 multi-functional. (Fredlund at col. 7, line 50-col. 8, line 2). Column 8 further discloses the general operation of the communication device 20.

Fredlund describes the communication device 20 as "a relatively simple device that has very few parts and is simple to use." (Fredlund at col. 6, lines 43-44). However, Fredlund does not disclose that the communication device 20 is a printer or is capable of printing, and thus, does not disclose "and automatically posting the image to a network site via the printer in response to receiving the image." It is interesting to note that although Fredlund spends a substantial portion of the Background of the Invention section describing methods of printing digital images, including using a local printer, Fredlund never describes the communication device 20 as being capable of printing. Indeed, Fredlund even admits that one reason for sending the digital images over the network via the communication device 20 is to order prints from the service provider – that is, to send the digital images to the service provider so that the service provider (not the communication device 20) can print the images. (Fredlund at col. 8, lines 59-62 and col. 6, lines 34-39).

In the Final Office Action, the Examiner notes that Fredlund describes that the communication device 20 may have additional features to make it "multi-functional." (Final Office Action at page 3). The Examiner uses this portion of Fredlund to support arguing that the communication device 20 can also be a printer, although not so expressly disclosed in Fredlund. However, Fredlund expressly limits the additional features to "phone related services" such as the answering machine and the telephone headset (Fredlund at col. 7, line 50-col. 7, line 2).

Further, the Examiner cites MPEP 2123 in support of his rejection. (Final Office Action at page 2). Although it is not entirely clear, the Examiner appears to use this section of the MPEP to further support arguing that the communication device 20 can also be a

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

printer, although not so explicitly described in Fredlund. This is an improper reading of MPEP 2123, which is essentially irrelevant to the Examiner's argument. At best, Fredlund is ambiguous as to whether communication device 20 can be a printer, and simply put, an anticipation rejection cannot be predicated on an ambiguous reference. *See In re Turlay*, 304 F.2d 893, 899, 134 USPQ 355, 360 (CCPA 1962). Rather, statements and drawings in a reference relied on to prove anticipation must be so clear and explicit that those skilled in the art will have no difficulty in ascertaining their meaning. *Id.*

Because Fredlund fails to disclose each and every limitation of claims 1 and 38, Appellants submit that no *prima facie* case of anticipation has been made out. Accordingly, the rejection of independent claims 1 and 38 and dependent claims 2-9, 11-27, and 43 under 35 U.S.C. § 102(e) should be reversed.

B. Rejection of Claim 28 under 35 U.S.C. §102(e) as being anticipated by Fredlund.

Independent claim 28 is directed to a "system for automated posting of an image sent to a printer to a network site" and recites "a printer configured to receive the image for printing and print the image and automatically post the image to a website according to a predefined posting criterion in response to receiving the image."

The Examiner again cites col. 1, lines 28-48 (specifically lines 32-34 and 40-47), col. 6, lines 19-42 (specifically lines 23-26), col. 7, lines 61-col. 8, line 2, and col. 8, lines 18-58 of Fredlund. (Final Office Action at page 11). The recited portions of Fredlund are directed to a communication device 20. As discussed above with respect to claim 1, Fredlund does not disclose that the communication device 20 is a printer, and thus, does not disclose "a printer configured to...print the image and automatically post the image to a website...."

Because Fredlund fails to disclose each and every limitation of claim 28, Appellants submit that no *prima facie* case of anticipation has been made out. Accordingly, the rejection of independent claim 28 and dependent claims 29-36 under 35 U.S.C. § 102(e) should be reversed.

C. Rejection of Claim 37 under 35 U.S.C. §102(e) as being anticipated by Fredlund.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

Independent claim 37 is directed to a "system for automated posting of an image sent to a printer to a network site" and recites "a printer including a system memory having predefined posting criterion stored therein" and "a system controller configured to receive the image and print the image and automatically post the image to a website according to the predefined posting criterion in response to receiving the image."

The Examiner again cites col. 1, lines 28-48 (specifically lines 32-34 and 40-47), col. 6, lines 19-42 (specifically lines 23-26), col. 7, lines 61-col. 8, line 2, and col. 8, lines 18-58 of Fredlund. (Final Office Action at page 13). The recited portions of Fredlund are directed to a communication device 20. As discussed above with respect to claim 1, Fredlund does not disclose that the communication device 20 is capable of printing, and thus, does not disclose "a system controller configured to receive the image and print the image and automatically post the image to a website according to the predefined posting criterion in response to receiving the image."

Because Fredlund fails to disclose each and every limitation of claim 37, Appellants submit that no *prima facie* case of anticipation has been made out. Accordingly, the rejection of independent claim 37 under 35 U.S.C. § 102(e) should be reversed.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

D. Rejection of Claim 39 under 35 U.S.C. §102(e) as being anticipated by Fredlund.

Independent claim 38 is directed to a "sender interface for use in automatically posting an image, which is printed to a printer, to a network site" and recites "printing options for selecting print criterion for printing the image on the printer in response to receiving the image for printing" and "posting options for selecting posting criterion for posting the image from the printer to the network site in response to receiving the image for printing."

Regarding "printing options," the Examiner cites col. 6, lines 1-18 (specifically lines 1-10), col. 7, lines 50-58, col. 8, line 59-col. 9, line 11 of Fredlund. (Final Office Action at page 14). Column 6, lines 1-18 describes the operation of interface cable 342 between the electronic camera 12 and the host computer 340. Column 7, lines 50-58 discloses a keypad 30 and a display 31 on the communication device 20. Column 8, line 59 to column 9, line 11 describes how to use keypad 30 to order goods and services, such as prints.

None of the recited portions of Fredlund disclose "<u>printing options</u> for selecting print criterion <u>for printing the image on the printer</u> in response to receiving the image for printing." In fact, none of the recited portions of Fredlund even describe using a printer or the operation of printing. Instead, the recited portions of Fredlund are directed to the operation of communication device 20. As explained above with respect to claim 1, Fredlund does not disclose that the communication device 20 is a printer or is capable of printing, and thus, does not disclose "<u>printing options</u> for selecting print criterion <u>for printing the image on the printer</u> in response to receiving the image for printing."

It should be noted that the Examiner provides the same citations to Fredlund for both "printing options" and "posting options" without distinguishing between the two. Thus, it is unclear what structure(s) in Fredlund the Examiner believes anticipates the claimed "printing options" and what structure(s) in Fredlund the Examiner believes anticipates the claimed "posting options."

Because Fredlund fails to disclose each and every limitation of claim 39, Appellants submit that no *prima facie* case of anticipation has been made out. Accordingly, the rejection of independent claim 39 and dependent claims 40-42 under 35 U.S.C. § 102(e) should be reversed.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

III.   Rejection of Claim 26 under 35 U.S.C. §103(a) as being unpatentable over Fredlund.

Dependent claim 26, which further limits patentably distinct claim 1, is believed to be allowable over the cited reference. Appellants respectfully submit that the Examiner has not established a *prima facie* case of obviousness of claim 26, and the rejection of claim 26 under 35 U.S.C. § 103(a) should be reversed.

IV.   Rejection of Claims 31, 33, and 44 under 35 U.S.C. §103(a) as being unpatentable over Fredlund in view of ImageWeb.

The Examiner rejected claims 31, 33, and 44 under 35 U.S.C. § 103(a) as being unpatentable over Fredlund in view of ImageWeb.. Appellants submit that the Examiner has not established a *prima facie* case of obviousness of claims 1 and 5-8.

A.   Rejection of Claim 31 under 35 U.S.C. §103(a) as being unpatentable over Fredlund in view of ImageWeb.

Claim 31 depends on claim 30 and further recites "wherein the posting system controller includes a processor, a memory, device-specific hardware, and input/output circuitry" and "wherein embedded web access mechanism includes a printer web page, a printer web server, and a network interface."

The Examiner does not provide citations to Fredlund regarding "the posting system controller including a processor, a memory, device-specific hardware, and input/output circuitry." Thus, it is unclear what structure(s) in Fredlund anticipate "the posting system controller including a processor, a memory, device-specific hardware, and input/output circuitry." Notwithstanding the Examiner's omission, Appellants submit that Fredlund does not disclose "the posting system controller including a processor, a memory, device-specific hardware, and input/output circuitry."

Regarding "wherein an embedded web access mechanism includes…a network interface," the Examiner cites col. 6, lines 1-42 (specifically lines 23-26), col. 7, line 61-col. 8, line 2, and col. 9, lines 5 and 18-58 of Fredlund. (Final Office Action at 18). The recited portions of Fredlund are directed to the communication device 20. As discussed above with

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

respect to claim 1, Fredlund does not disclose that the communication device 20 is a printer, to which the embedded web access mechanism is embedded according to claim 30.

There is also no suggestion to combine the cited references. The Federal Circuit has stated that "there must be some suggestion, motivation, or teaching in the prior art that would have led a person of ordinary skill in the art to select the references and combine them in the way that would produce the claimed invention." *Karsten Manufacturing Corp. v. Cleveland Golf Co.*, 58 U.S.P.Q.2d 1286, 1293 (CAFC 2001). The Examiner has not identified any suggestion in the cited references to modify the communication device 20 of Fredlund with the printer web server of ImageWeb. As discussed above, Fredlund does not disclose that the communication device 20 is a printer. Fredlund and ImageWeb disclose very different types of systems, and such a modification would appear to change the principle of operation of the system disclosed in Fredlund, as well as require a substantial reconstruction and redesign of the system. In addition, the fact that Fredlund discloses using the communication device 20 to transmit digital images to the service provider so that the service provider can generate prints teaches away from the communication device 20 printing the images.

The MPEP states that "[i]f the proposed modification or combination of the prior art would change the principle of operation of the prior art invention being modified, then the teachings of the references are not sufficient to render the claims *prima facie* obvious." MPEP §2143.01, citing *In re Ratti*, 270 F.2d 810, 123 USPQ 349 (CCPA 1959). The MPEP also states that, in the *Ratti* case, "[t]he court reversed the rejection holding the 'suggested combination of references would require a substantial reconstruction and redesign of the elements shown in [the primary reference] as well as a change in the basic principle under which the [primary reference] construction was designed to operate." MPEP §2143.01, citing *In re Ratti*, 270 F.2d at 813, 123 USPQ at 352. The MPEP further states that a *prima facie* case of obviousness may also be rebutted by showing that the art, in any material respect, teaches away from the claimed invention. *In re Geisler*, 116 F.3d 1465, 1471, 43 USPQ2d 1362, 1366 (Fed. Cir. 1997).

In view of the above, each and every limitation of dependent claim 31 is not taught or suggested by Fredlund and ImageWeb, either alone, or in combination. Further, the Examiner has offered no source of suggestion, motivation or teaching in Fredlund or ImageWeb, other than hindsight knowledge, to select and combine the disparate teachings

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

Fredlund and ImageWeb. Combining Fredlund and ImageWeb would change the principle of operation of the system disclosed in Fredlund, as well as require a substantial reconstruction and redesign of the system. In addition, Fredlund teaches away from claim 31. Accordingly, because the Examiner has not established a *prima facie* case of obviousness of claim 31, and the rejection of claim 31 under 35 U.S.C. § 103(a) should be reversed.

B. Rejection of Claim 33 under 35 U.S.C. §103(a) as being unpatentable over Fredlund in view of ImageWeb.

Claim 33 depends from claim 31 and further recites "wherein the printer web server is adapted to generate the printer web page," "wherein the printer web page is configured to provide the sender interface," and "wherein the sender interface is configured to provide a control communications link to the posting system controller for defining a posting criterion."

The Examiner admits that Fredlund does not disclose "wherein the printer web server is adapted to generate the printer web page, wherein the printer web page is configured to provide the sender interface, and wherein the sender interface is configured to provide a control communications link to the posting system controller for defining a posting criterion." (Final Office Action at pages 19-20). The Examiner cites ImageWeb as disclosing the limitations of claim 33. ImageWeb is generally directed to a printer web server. However, ImageWeb does not disclose "wherein the sender interface is configured to provide <u>a control communications link</u> to the posting system controller <u>for defining the posting criterion</u>."

There is also no suggestion to combine the cited references. The Federal Circuit has stated that "there must be some suggestion, motivation, or teaching in the prior art that would have led a person of ordinary skill in the art to select the references and combine them in the way that would produce the claimed invention." *Karsten Manufacturing Corp. v. Cleveland Golf Co.*, 58 U.S.P.Q.2d 1286, 1293 (CAFC 2001). The Examiner has not identified any suggestion in the cited references to modify the communication device 20 of Fredlund with the printer web server of ImageWeb. As discussed above, Fredlund does not disclose that the communication device 20 is a printer. Fredlund and ImageWeb disclose very different types of systems, and such a modification would appear to change the principle of operation of the system disclosed in Fredlund, as well as require a substantial reconstruction and redesign of

14

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

the system. In addition, the fact that Fredlund discloses using the communication device 20 to transmit digital images to the service provider so that the service provider can generate prints teaches away from the communication device 20 printing the images.

The MPEP states that "[i]f the proposed modification or combination of the prior art would change the principle of operation of the prior art invention being modified, then the teachings of the references are not sufficient to render the claims *prima facie* obvious." MPEP §2143.01, citing *In re Ratti*, 270 F.2d 810, 123 USPQ 349 (CCPA 1959). The MPEP also states that, in the *Ratti* case, "[t]he court reversed the rejection holding the 'suggested combination of references would require a substantial reconstruction and redesign of the elements shown in [the primary reference] as well as a change in the basic principle under which the [primary reference] construction was designed to operate." MPEP §2143.01, citing *In re Ratti*, 270 F.2d at 813, 123 USPQ at 352. The MPEP further states that a *prima facie* case of obviousness may also be rebutted by showing that the art, in any material respect, teaches away from the claimed invention. *In re Geisler*, 116 F.3d 1465, 1471, 43 USPQ2d 1362, 1366 (Fed. Cir. 1997).

In view of the above, each and every limitation of dependent claim 33 is not taught or suggested by Fredlund and ImageWeb, either alone, or in combination. Further, the Examiner has offered no source of suggestion, motivation or teaching in Fredlund or ImageWeb, other than hindsight knowledge, to select and combine the disparate teachings Fredlund and ImageWeb. Combining Fredlund and ImageWeb would change the principle of operation of the system disclosed in Fredlund, as well as require a substantial reconstruction and redesign of the system. In addition, Fredlund teaches away from claim 33. Accordingly, because the Examiner has not established a *prima facie* case of obviousness of claim 33, and the rejection of claim 31 under 35 U.S.C. § 103(a) should be reversed.

C. Rejection of Claim 44 under 35 U.S.C. §103(a) as being unpatentable over Fredlund in view of ImageWeb.

Claim 44 is directed to a "printer for automated posting of an image to a network site" and recites the following:

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

(a) "an embedded web access mechanism including a printer webpage, a printer web server, and a network interface configured to communicate with the network site regardless of the network site's operating platform";

(b) "a posting system controller configured to receive an image and print the image and automatically post the image to a website according to a predefined posting criterion in response to receiving the image, the posting system controller including a processor, a memory, device-specific hardware, and input/output circuitry";

(c) "a sender interface"; and

(d) "wherein the printer web server is adapted to generate the printer web page, wherein the printer web page is configured to provide the sender interface, and wherein the sender interface is configured to provide a control communications link to the posting system controller for defining the posting criterion."

Regarding "an embedded web access mechanism including...a network interface configured to communicate with the network site regardless of the network site's operating platform," the Examiner cites col. 6, lines 1-42 (specifically lines 23-26), col. 7, line 61-col. 8, line 2, and col. 9, lines 5 and 18-58 of Fredlund. (Final Office Action at 21). The recited portions of Fredlund are directed to the communication device 20. As discussed above with respect to claim 1, Fredlund does not disclose that the communication device 20 is a printer, to which claim 44 is directed.

Regarding "a posting system controller configured to receive an image and print the image and automatically post the image to a website according to a predefined posting criterion in response to receiving the image...," the Examiner cites col. 1, lines 28-48 (specifically lines 32-34 and 40-47), col. 6, lines 19-42 (specifically lines 23-26), col. 7, lines 61-col. 8, line 2, and col. 8, lines 18-58 of Fredlund. (Final Office Action at page 21). The recited portion of column 1 of Fredlund is background information about printing digital images. The recited portion of columns 6-8 of Fredlund are unrelated to the background information of column 1 and are directed to the communication device 20. The Examiner provides no argument or explanation as to how communication device 20 of Fredlund discloses "a posting system controller configured to receive an image and print the image and automatically post the image to a website according to a predefined posting criterion in response to receiving the image...." Further, as discussed above with respect to claim 1,

16

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

Fredlund does not disclose that the communication device 20 is a printer, to which claim 44 is directed.

The Examiner does not provide citations to Fredlund regarding "the posting system controller including a processor, a memory, device-specific hardware, and input/output circuitry." Thus, it is unclear what structure(s) in Fredlund anticipate "the posting system controller including a processor, a memory, device-specific hardware, and input/output circuitry." Notwithstanding the Examiner's omission, Appellants submit that Fredlund does not disclose "the posting system controller including a processor, a memory, device-specific hardware, and input/output circuitry."

The Examiner admits that "Fredlund does not expressly disclose wherein an embedded web access mechanism including a printer web page and a printer web server and wherein the printer web server is adapted to generate the printer web page, wherein the printer web page is configured to provide the sender interface, and wherein the sender interface is configured to provide a control communications link to the posting system controller for defining the posting criterion." (Final Office Action at page 22). The Examiner cites ImageWeb as disclosing the limitations of claim 44 not disclosed by Fredlund. ImageWeb is generally directed to a printer web server. However, ImageWeb does not disclose "wherein the sender interface is configured to provide <u>a control communications link </u>to the posting system controller <u>for defining the posting criterion</u>." Further, as discussed above, the Examiner provides no argument or explanation as to how communication device 20 of Fredlund discloses "<u>a posting system controller</u> configured to receive an image and print the image <u>and</u> automatically post the image to a website according to a predefined posting criterion in response to receiving the image...."

There is also no suggestion to combine the cited references. The Federal Circuit has stated that "there must be some suggestion, motivation, or teaching in the prior art that would have led a person of ordinary skill in the art to select the references and combine them in the way that would produce the claimed invention." *Karsten Manufacturing Corp. v. Cleveland Golf Co.*, 58 U.S.P.Q.2d 1286, 1293 (CAFC 2001). The Examiner has not identified any suggestion in the cited references to modify the communication device 20 of Fredlund with the printer web server of ImageWeb. As discussed above, Fredlund does not disclose that the communication device 20 is a printer. Fredlund and ImageWeb disclose very different types

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

of systems, and such a modification would appear to change the principle of operation of the system disclosed in Fredlund, as well as require a substantial reconstruction and redesign of the system. In addition, the fact that Fredlund discloses using the communication device 20 to transmit digital images to the service provider so that the service provider can generate prints teaches away from the communication device 20 printing the images.

The MPEP states that "[i]f the proposed modification or combination of the prior art would change the principle of operation of the prior art invention being modified, then the teachings of the references are not sufficient to render the claims *prima facie* obvious." MPEP §2143.01, citing *In re Ratti*, 270 F.2d 810, 123 USPQ 349 (CCPA 1959). The MPEP also states that, in the *Ratti* case, "[t]he court reversed the rejection holding the 'suggested combination of references would require a substantial reconstruction and redesign of the elements shown in [the primary reference] as well as a change in the basic principle under which the [primary reference] construction was designed to operate." MPEP §2143.01, citing *In re Ratti*, 270 F.2d at 813, 123 USPQ at 352. The MPEP further states that a *prima facie* case of obviousness may also be rebutted by showing that the art, in any material respect, teaches away from the claimed invention. *In re Geisler*, 116 F.3d 1465, 1471, 43 USPQ2d 1362, 1366 (Fed. Cir. 1997).

In view of the above, each and every limitation of independent claim 44 is not taught or suggested by Fredlund and ImageWeb, either alone, or in combination. Further, the Examiner has offered no source of suggestion, motivation or teaching in Fredlund or ImageWeb, other than hindsight knowledge, to select and combine the disparate teachings Fredlund and ImageWeb. Combining Fredlund and ImageWeb would change the principle of operation of the system disclosed in Fredlund, as well as require a substantial reconstruction and redesign of the system. In addition, Fredlund teaches away from claim 44. Accordingly, because the Examiner has not established a *prima facie* case of obviousness of claim 44, and the rejection of claim 44 under 35 U.S.C. § 103(a) should be reversed.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

CONCLUSION

For the above reasons, Appellants respectfully submit that the cited references neither anticipate nor render obvious claims of the pending Application. The pending claims distinguish over the cited references, and therefore, Appellants respectfully submit that the rejections must be withdrawn, and respectfully request the Examiner be reversed and claims 1-9 and 11-44 be allowed.

Any inquiry regarding this Response should be directed to Steven Koon-Hon Wong at Telephone No. (512) 241-2404, Facsimile No. (512) 241-2409. In addition, all correspondence should continue to be directed to the following address:

Dicke, Billig & Czaja, PLLC
Fifth Street Towers, Suite 2250
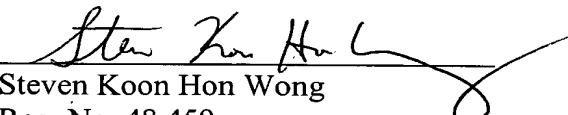100 South Fifth Street
Minneapolis, MN 55402

Respectfully submitted,
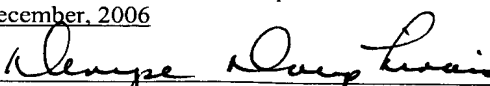
VanWinkle T. Townsend,

By his attorneys,

DICKE, BILLIG & CZAJA, PLLC
Fifth Street Towers, Suite 2250
100 South Fifth Street
Minneapolis, MN 55402
Telephone: (612) 573-0178
Facsimile: (612) 573-2005

Date: 12/19/06
SKW:dmd

Steven Koon Hon Wong
Reg. No. 48,459

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

CLAIMS APPENDIX

1.   (Previously Presented) A method of automated posting of an image printed to a printer, the method comprising:

transferring an image to a printer; and

printing the image on the printer and automatically posting the image to a network site via the printer in response to receiving the image.

2.   (Previously Presented) The method of claim 1, comprising defining a communication path between the network site and the printer.

3.   (Original) The method of claim 2, wherein defining a communication path includes defining a network communication link including an Internet communication link.

4.   (Previously Presented) The method of claim 2, wherein defining the communication path between the network site and the printer includes registering the network site with the printer.

5.   (Previously Presented) The method of claim 2, wherein defining the communication path includes registering the network site with the printer, and wherein registering the network site includes defining the network site to be a website.

6.   (Previously Presented) The method of claim 5, wherein defining the communication path further includes defining a unique address associated with the website, and registering the website address with the printer.

7.   (Original) The method of claim 6, wherein defining the website address includes defining the unique address associated with the website as an IP address.

8.   (Previously Presented) The method of claim 2, wherein defining the communication path between the network site and the printer includes defining the printer to include a posting system controller and a web access mechanism, including a network interface.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

9.   (Previously Presented) The method of claim 8, wherein the printer automatically posts the image to the network site via the posting system controller and the web access mechanism.

10.   (Canceled)

11.   (Previously Presented) The method of claim 1, wherein transferring the image to the printer includes the printer receiving the image via a cable link, a wireless link, CD ROM, or a removable memory.

12.   (Previously Presented) The method of claim 1, wherein the printer receiving the image includes removing the removable memory from a digital camera and inserting the removable memory into the printer.

13.   (Previously Presented) The method of claim 12, wherein the printer receiving the image via the removable memory includes defining the printer to include a removable memory port, and wherein the printer receiving the image includes receiving the image via the removable memory port.

14.   (Previously Presented) The method of claim 1, wherein automatically posting the image to the network site includes registering the printer with the network site.

15.   (Previously Presented) The method of claim 14, wherein registering the printer with the network site includes defining a printer network address, and wherein defining the printer network address includes defining a unique address associated with the printer and registering the printer network address with the network site.

16.   (Previously Presented) The method of claim 15, wherein defining the network address includes defining the unique address associated with the printer as an IP address.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

17. (Previously Presented) The method of claim 1, wherein the printer automatically posting the image to the network site includes defining a posting criterion, and wherein defining the posting criterion includes defining posting options for posting the image to the network site.

18. (Original) The method of claim 17, wherein defining the posting criterion further includes defining a sender interface, and wherein defining the posting criterion includes defining the posting criterion via the sender interface.

19. (Original) The method of claim 17, wherein defining the posting options includes at least one of registering sender information, network information, printing options, and posting options.

20. (Previously Presented) The method of claim 14, wherein registering the printer with the network site includes registering a sender to post the image to the network site.

21. (Previously Presented) The method of claim 19, wherein registering the sender information includes providing a username and a password of the sender, and the printer network address for the printer.

22. (Previously Presented) The method of claim 5, wherein defining the network site to be a website includes selecting the website via a sender interface and registering the website with the printer via the sender interface.

23. (Original) The method of claim 19, wherein registering the printing options includes selecting at least one of a file format input, a file format output, a print medium size, a print medium type, a number of copies, a printing layout, a color printing option, and a finishing option.

24. (Original) The method of claim 19, wherein registering the posting options includes selecting at least one of a delivery, a method, a gallery, an image size, and attributes.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

25.   (Original) The method of claim 1, wherein automatically posting the image to the network site includes sending an e-mail to the network site with the image as an attachment.

26.   (Previously Presented) The method of claim 1, wherein the printer automatically posting the image to the network site includes defining the posting of the image to the network site as a direct transfer via a File Transfer Protocol (FTP).

27.   (Previously Presented) The method of claim 1, wherein the printer automatically posting the image to the network site includes defining the posting of the image to the network site as a direct transfer via Hypertext Transfer Protocol (HTTP).

28.   (Previously Presented) A system for automated posting of an image sent to a printer to a network site, the system comprising:

        a printer configured to receive the image for printing and print the image and automatically post the image to a website according to a predefined posting criterion in response to receiving the image.

29.   (Previously Presented) The system of claim 28, wherein the printer includes a removable memory port.

30.   (Previously Presented) The system of claim 28, wherein the printer includes a posting system controller, an embedded web access mechanism and a sender interface allowing the printer to automatically post the image to the website.

31.   (Original) The system of claim 30, wherein the posting system controller includes a processor, a memory, device-specific hardware, and input/output circuitry; wherein embedded web access mechanism includes a printer web page, a printer web server, and a network interface.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

32.   (Previously Presented) The system of claim 30, wherein the embedded web access mechanism allows the printer to communicate with the network site regardless of the network site's operating platform.

33.   (Original) The system of claim 31, wherein the printer web server is adapted to generate the printer web page, wherein the printer web page is configured to provide the sender interface, and wherein the sender interface is configured to provide a control communications link to the posting system controller for defining a posting criterion.

34.   (Previously Presented) The system of claim 28, wherein the printer is configured to communicate with the website via a network communications link for automatically posting the image to the network site.

35.   (Previously Presented) The system of claim 30, wherein the sender interface includes a field for defining posting criterion.

36.   (Original) The system of claim 35, wherein the sender interface posting criterion includes at least one of a delivery option, a gallery option, and an image size field.

37.   (Previously Presented) A system for automated posting of an image sent to a printer to a network site, the system comprising:
        a printer including a system memory having predefined posting criterion stored therein, and a system controller configured to receive the image and print the image and automatically post the image to a website according to the predefined posting criterion in response to receiving the image.

38.   (Previously Presented) A computer-readable medium having computer-executable instructions for performing a method of automated posting of an image to a network site, the method comprising:
        transferring an image to a printer; and

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

printing the image on the printer and automatically posting the image to a network site via the printer in response to receiving the image.

39.   (Previously Presented) A sender interface for use in automatically posting an image, which is printed to a printer, to a network site, comprising:

printing options for selecting print criterion for printing the image on the printer in response to receiving the image for printing; and

posting options for selecting posting criterion for posting the image from the printer to the network site in response to receiving the image for printing.

40.   (Original) The system of claim 39, wherein the printing options include at least one of a file format input, a file format output, a print medium size, a print medium type, a number of copies, a print layout, a color printing option, and a finishing option field.

41.   (Original) The system of claim 39, wherein the posting options include at least one of a delivery, a gallery, and an image size field.

42.   (Previously Presented) The system of claim 39, further comprising at least one of a sender information category that identifies the sender and a network information category that allows registration of the network site with the printer.

43.   (Previously Presented) The method of claim 1, wherein automatically posting the image to the network site includes posting the image to the network site via a network communications link according to a predefined posting criterion.

44.   (Previously Presented) A printer for automated posting of an image to a network site, the printer comprising:

an embedded web access mechanism including a printer web page, a printer web server, and a network interface configured to communicate with the network site regardless of the network site's operating platform;

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

a posting system controller configured to receive an image and print the image and automatically post the image to a website according to a predefined posting criterion in response to receiving the image, the posting system controller including a processor, a memory, device-specific hardware, and input/output circuitry; and

a sender interface;

wherein the printer web server is adapted to generate the printer web page, wherein the printer web page is configured to provide the sender interface, and wherein the sender interface is configured to provide a control communications link to the posting system controller for defining the posting criterion.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

EVIDENCE APPENDIX

None.

Appeal Brief to the Board of Patent Appeals and Interferences
Applicant: Travis J. Parry
Serial No.: 10/037,867
Filed: October 24, 2001
Docket No.: 10006775-1 / H302.176.101
Title: NETWORK SYSTEM AND METHOD FOR AUTOMATIC POSTING OF DIGITAL IMAGES

RELATED PROCEEDINGS APPENDIX

None.